



**HIGH COURT OF CHHATTISGARH, BILASPUR**

**W.P.(S) No. 4920 OF 2007**

**PETITIONER**

Raju Verma, Aged about 46 years, S/o Late Shri Brijlal Verma,  
Assistant Block Development Officer, Office of the Janpad Panchayat - Patan,  
Distt- Durg (C.G.)

***Versus***

**RESPONDENTS 1**

State Govt. of Chattisgarh,  
Through Secretary,  
Panchay at and Village  
Development Deptt.

Ministry D.K.S. Bhawan,  
Raipur (C. G.)

**2** The Collector,  
Distt.-Durg (C .G.)

**3.** Chief Executive Officer,  
Janpad Panchayat-Patan,  
Distt-Durg (C.G.)

**WRIT PETITION UNDER ARTICLE 226 OF THE  
CONSTITUTION OF INDIA**

**Appearance:**

Shri B.K. Chakraborty,, Counsel for the petitioner.  
Ku. Deepali Pandey, Panel Lawyer for the State.

**ORAL ORDER**  
**(27.08.2007)**

**S.B: SUNIL KUMAR SINHA, J**

Heard.

The Petitioner who is working on the post of Assistant Development Extension Officer, Janpad Panchayat, Patan, District - Durg, has been transferred from the said place to Janpad Panchayat, Kurud, District- Dhamtari on administrative grounds .

Learned Counsel for the petitioner argues that children of the petitioner are studying in Local Institution and if the order of transfer is effected it shall effect their studies as the same has been passed in Mid Session . This argument of learned counsel for the petition can not be accepted. The order of transfer has been passed on 27/6/07, whereas the academic Sessions in the State begins from 1/7/07, therefore, it can not be said its a Mid Session transfer.

The transfer is an incidence of service and nobody, posted on a transferable post can claim for remaining at particular place. Order of transfer can only be interfered by a Court of Law if the same is vitiated by the malafide, extraneous consideration or is against the Statutory Rules or Law.

There is no force in the argument advanced by learned counsel for the petitioner. The petition can not be entertained on the grounds pressed by him. The petition has no merits. The same is dismissed at the motion stage itself.

Sd/-  
Sunil Kumar Sinha  
Judge

Pravara  
CL